GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Revenue Department - Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. . Special Deputy Collector (LA) ONGC, Rajamahendravaram - Disciplinary proceedings under rule - 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 - Articles of charge - Issued.

REVENUE (VIGILANCE-I) DEPARTMENT

G.O.Rt.No.725 **Dated: 10.08.2023**

Read:

G.O.Ms.No.391, Rev. (Vig.I) dept., Dt: 10.08.2023

ORDER:

In pursuance to the G.O read above, it is proposed to hold an enquiry against Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. Special Deputy Collector (LA) ONGC, Rajamahendravaram with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry are proposed to be held is set out in the enclosed statement of Articles of Charges (Annexure - I). A list of documents by which, and a list of witnesses by whom the articles of charges are proposed to be sustained are also enclosed (Annexure-II & III).

3. Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. . Special Deputy Collector (LA) ONGC, Rajamahendravaram is directed to submit her explanation in written statement of their defense within 10 days from the date of receipt of this order.

4. Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. . Special Deputy Collector (LA) ONGC, Rajamahendravaram is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. She should, therefore, specifically admit or deny each article of charge.

5. Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. . Special Deputy Collector (LA) ONGC, Rajamahendravaram is further informed that if she do not submit her written statement of defense on or before the date specified in para 3 above further action will be processed based on the material available.

6. Attention of Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. . Special Deputy Collector (LA) ONGC, Rajamahendravaram invited to Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his/her interest in respect of matters pertaining to his/her service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. . Special Deputy Collector (LA) ONGC, Rajamahendravaram is aware of such a representation and that it has been made at her instance and action will be taken against her for violation of Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules 1964.

7. The receipt of the Memorandum may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. . Special Deputy Collector (LA) ONGC, Rajamahendravaram (Through the Chief Commissioner of Land Administration, A.P., Mangalagiri for service and to return the served copy with dated acknowledgement immediately (By RPAD))

The Chief Commissioner of Land Administration, A.P., Mangalagiri.

Copy to:

The District Collector, East Godavari District

SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SMT.D.KUMARI, THE THEN SPECIAL DEPUTY TAHSILDAR, O/O. SPECIAL DEPUTY COLLECTOR (LA), PIP, LMC UNIT - I, RAJAMAHENDRAVARAM NOW WORKING AS SPECIAL DEPUTY TAHSILDAR, O/O. . SPECIAL DEPUTY COLLECTOR (LA) ONGC, RAJAMAHENDRAVARAM.

Article of Charge:

That the Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. Special Deputy Collector (LA) ONGC, Rajamahendravaram, who conducted and verified the records in connection with acquisition of lands in Sy.Nos.402/2,3 in Gokavaram village for the purpose of R&R Colony of Polavaram Project families have failed to examine the genuineness of the records and they made proposals to the Land Acquisition Officer for payment of land compensation of assigned lands in favaour of purchasers which is in violation and in contravention of subsection (1) of Section 3 of POT Act while she working in O/o Special Dy.Collector's Office(LA), LMC Unit-I, Rajamahendravaram. The negligence and dereliction of legitimate government duties in respect of Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. Special Deputy Collector (LA) ONGC, Rajamahendravaram causing payment of land compensation of assigned lands to the purchasers, has been clearly established

Thus, Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. Special Deputy Collector (LA) ONGC, Rajamahendravaram, by her above mentioned acts, has failed to discharge his legitimate duties, showed negligent attitude in protecting the interests of the Government and carelessness in official duties, which is unbecoming of a Government Servant. Thus the individual has violated Rule 3-B of A.P. Civil Services (Conduct) Rules, 1964

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGE FRAMED AGAINST SMT.D.KUMARI, THE THEN SPECIAL DEPUTY TAHSILDAR, O/O. SPECIAL DEPUTY COLLECTOR (LA), PIP, LMC UNIT - I, RAJAMAHENDRAVARAM NOW WORKING AS SPECIAL DEPUTY TAHSILDAR, O/O. . SPECIAL DEPUTY COLLECTOR (LA) ONGC, RAJAMAHENDRAVARAM..

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On receipt of five complaints from Sri Inapurapu Suryanarayana, R/o Kakainada which was filed before the Hon'ble Lokayuktha, Hyderabad for conduct of enquiry on the Officers who are not followed due process in payment of compensation to the assignees of Krishnunipalem Village of Gokavaram Mandal under Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013. AS per the instructions of the erstwhile District Collector, the erstwhile Joint Collector- RB&R, E.G has conducted enquiry and submitted report.

Allegations:

1. Smt.D.Kumari, the then Special Deputy Tahsildar, O/o.SDC(LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o.SDC(LA) ONGC, Rajamahendravaram who conducted and verified the records in connection with acquisition of lands in Sy.Nos.402/2, 3 in Gokavaram village for the purpose of R&R Colony of Polavaram Project families have failed to examine the genuineness of the records and they made proposals to the Land Acquisition Officer for payment of land compensation of assigned lands in favaour of purchasers which is in violation and in contravention of sub-section (1) of Section 3 of POT Act while they were working in O/o Special Dy.Collector's Office, LMC-I, Rajamahendravaram. The negligence and dereliction of legitimate government duties Smt.D.Kumari, the then Special Deputy Tahsildar, O/o.SDC(LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o.SDC(LA) ONGC, Rajamahendravaram caused wrong payment of land compensation of assigned lands to the purchasers. It is clearly established their negligence and lapses towards their legitimate duties. They are held responsible for the above wrong payment and Rule 3 of Civil conduct rules states that the Government servant shall maintain absolute integrity and devotion to duty and do nothing which is unbecoming of a Government servant and they are liable for disciplinary action under rule 3 of APCS (conduct) Rules 1964. Hence the Charge.

2. Being a responsible Government Servants and being discharging duties it is their bound duty to submit verify the genuineness report of the assigned lands / assignees and without verifying the Revenue Records, they have prepared the proposals for payment and disbursement of compensation to the purchasers which leads in payment of Government money to the ineligible persons and causing legal litigations. The enquiry officer and the Joint Collector (RB&R), Erstwhile East Godavari District has observed during his enquiry that Smt.D.Kumari, the then Special Deputy Tahsildar, O/o.SDC (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o.SDC (LA) ONGC, Rajamahendravaram by their above mentioned act revealed that they have not verified the revenue records properly and processed proposals for payment and distribution of compensation to the purchasers.

The Joint Collector (RB&R), Erstwhile East Godavari District while submitting his Abstract of Recommendations against all the delinquent officers involved in this case, have stated that Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. Special Deputy Collector (LA) ONGC, Rajamahendravaram has processed the file without obtaining the genuineness of the assigned lands / assignees and without verifying the Revenue Records, She has prepared the proposals for payment and distribution of compensation to the purchasers of the assigned lands.

While stating as above, The Joint Collector (RB&R), Erstwhile East Godavari District has recommended Disciplinary action under Rule 20 of APCS (CCA) Rules, 1991 against Smt.D.Kumari, the then Special Deputy Tahsildar, O/o. Special Deputy Collector (LA), PIP, LMC Unit - I, Rajamahendravaram now working as Special Deputy Tahsildar, O/o. Special Deputy Collector (LA) ONGC, Rajamahendravaram

Hence the charge.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SMT.D.KUMARI, THE THEN SPECIAL DEPUTY TAHSILDAR, O/O. SPECIAL DEPUTY COLLECTOR (LA), PIP, LMC UNIT - I, RAJAMAHENDRAVARAM NOW WORKING AS SPECIAL DEPUTY TAHSILDAR, O/O. . SPECIAL DEPUTY COLLECTOR (LA) ONGC, RAJAMAHENDRAVARAM.ARE PROPOSED TO BE SUSTAINED.

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1) Lokayukta Complaints No.93, 94,100,101,102 of 2022, Dt.01.02.2022 filed before Hon'ble Lokayukta, Hyderabad.
2) Report of the Enquiry Officer & Erstwhile Joint Collector - RB&R, East Godavari District, Kakinada vide Ref.A5/52/2022, dt.26.03.2022.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SMT.D.KUMARI, THE THEN SPECIAL DEPUTY TAHSILDAR, O/O. SPECIAL DEPUTY COLLECTOR (LA), PIP, LMC UNIT - I, RAJAMAHENDRAVARAM NOW WORKING AS SPECIAL DEPUTY TAHSILDAR, O/O. . SPECIAL DEPUTY COLLECTOR (LA) ONGC, RAJAMAHENDRAVARAM.ARE PROPOSED TO BE SUSTAINED.

-NIL-

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER